

IN THE UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In Re:

ANDRETTE L. SPENCER

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CASE NO. 06-33001-H4

**TRUSTEE'S MOTION TO DEEM MORTGAGE CURRENT
AND REQUIRE DEBTOR(S) TO RESUME MORTGAGE PAYMENTS**

This motion seeks an order that may adversely affect you. If you oppose the motion, you should immediately contact the moving party to resolve the dispute. If you and the moving party cannot agree, you must file a response and send a copy to the moving party. You must file and serve your response within 21 days of the date this was served on you. Your response must state why the motion should not be granted. If you do not file a timely response, the relief may be granted without further notice to you. If you oppose the motion and have not reached an agreement, you must attend the hearing. Unless the parties agree otherwise, the court may consider evidence at the hearing and may decide the motion at the hearing.

Represented parties should act through their attorney.

TO THE HONORABLE U.S BANKRUPTCY JUDGE:

David G. Peake, Chapter 13 Trustee, ("Trustee") moves this Court to deem the Mortgage Current and will show the court the following:

1. This bankruptcy case was filed on July 03, 2006.
2. Debtor(s) have completed all payments due under the Chapter 13 Plan as confirmed.
3. Pursuant to the confirmed plan and the Chapter 13 Trustee Procedures for Administration of Home Mortgage Payments, the Trustee has paid all on-going mortgage payments due under the Plan and has paid all pre (and post) petition arrearage claims set forth in the original and any amended proof of claim to CHASE HOME FINANCE, LLC.
4. The Trustee believes the mortgage claim of CHASE HOME FINANCE, LLC is current through July 01, 2011 .
5. Debtor(s) should resume making regular monthly mortgage payments beginning with the payment due for August 01, 2011. **Payments should be made in the amount of \$723.75 to**

**CHASE HOME FINANCE, LLC
3415 VISION DR
MAIL CODE: OH4-7142
COLUMBUS, OH 43219**

Wherefore, the Trustee requests the Court to enter an order deeming the mortgage claim of CHASE HOME FINANCE, LLC is current through July 01, 2011, directing Debtor(s) to resume making regular monthly mortgage payments beginning with the payment due for August 01, 2011, and to granting him such other and further relief to which he may be entitled.

Respectfully Submitted,

/s/ David G. Peake

David G. Peake

Standing Chapter 13 Trustee

CERTIFICATE OF SERVICE

A copy of the foregoing Motion to Deem Mortgage Current was served on July 12, 2011 upon all parties listed below as indicated.

ANDRETTE L. SPENCER
8515 ROCKMONT CT
MISSOURI CITY, TX 77489

U.S Mail

MICHAEL G BUSBY
ATTORNEY AT LAW
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CM/ECF

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/s/ David G. Peake